

FERNANDEZ & ASSOCIATES LLP
PATENT ATTORNEYSRECEIVED
CENTRAL FAX CENTER
MAR 09 2005

FACSIMILE TRANSMITTAL SHEET

TO:	FROM:
Mail Stop Amendment	Katrina Logan
COMPANY:	DATE:
USPTO	3/9/05 *
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
(703) 872-9306	33
PHONE NUMBER:	OUR PHONE NUMBER:
1-866-217-9197	(650) 325-4999
RE:	OUR FAX NUMBER:
Response to Notice of Non-Compliant Amendment	(650) 325-1203

☒ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

RE. Appl. No.: 09/821,565; Filed: 3/29/2001

Inventor: Ishikawa, Mark

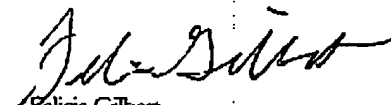
Title: System, Method and Apparatus for detecting, identifying and responding to fraudulent requests on a network

Our Docket No.: BAY-P005

To Whom It May Concern:

Please find the Amendment for the above referenced patent, resubmitted in response to the Notice of Non-Compliant Amendment with the mail date of 2/28/2005 (also included in this facsimile transmission).

Respectfully Submitted,


Felicia Gilbert
Office Manager

* Transmission sent 2nd time due to lack of signature
on fax cov sheet and Amendment Conclusion page.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/821,565	03/29/2001	Mark M. Ishikawa	60123.803US01	5876
22877	7500	02/28/2005		
FERNANDEZ & ASSOCIATES LLP 1047 EL CAMINO REAL SUITE 201 MENLO PARK, CA 94025				
			EXAMINER	
			TRAN, TONGOC	
		ART UNIT	PAPER NUMBER	
		2134		
DATE MAILED: 02/28/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

REC'D MAR 03 2005

DOCKETED
DATE 3/4/05
EC

PTO-90C (Rev. 10/03)



UNITED STATES PATENT AND TRADEMARK OFFICE

09/821565

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 1-21-05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☒ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☒ C. Other: Each section of an amend. must start on a separate sheet by itself, start "Remarks" on page by itself.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other: _____
- ☒ 3. Amendments to the drawings: Must say "replacement sheet" on them and, marked up drawings must say "annotated marked-up drawings" on them.
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opa/preconnotice/officeletter.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(e)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Crystal Que
Legal Instruments Examiner (LIE)

571-272-1041
Telephone No.

Rev. 6/04

BEST AVAILABLE COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Ishikawa, Mark

Attorney Docket No.: BAY-P005

**RECEIVED
CENTRAL FAX CENTER**

Serial No.: 09/821,565

Group Art Unit: 2134

MAR 09 2005

Filed: 03/29/2001

Examiner: Tongoc Tran

Title: System, Method and Apparatus for Detecting, Identifying and Responding to Fraudulent Requests on a Network

RESPONSE TO OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In Response to Office Action dated 10/20/2004, please amend this application as follows:

Amendments to Specification begin on page 2.

Claims in the listing of claims begin on page 3.

New corrected drawings as requested in the Office Action are being provided.

Remarks begin on page 11 of this paper.

Conclusion begins on page 26 of this paper.

**This Page is Inserted by IFW Indexing and Scanning
Operations and is not part of the Official Record.**

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☒ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☐ FADED TEXT OR DRAWING
- ☒ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☒ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: _____

IMAGES ARE BEST AVAILABLE COPY.

As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.